

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Land – Ranga Reddy District – Assignment of land to an extent of Acres 8.09 guntas in Sy.Nos.235 and 236 of Pudur Village and Mandal of Ranga Reddy District, in favour of Smt. B. Nalini Shanker, W/o Gouri Shankar, on payment of market value of Rs.15,000/- per acre in G.O.Ms.No.30, Revenue (Asn.III) Department, dt.12-01-1994 – Cancellation – Orders – Issued.

=====

REVENUE(Asn.V)DEPARTMENT

G.O.Ms.No. 1314

Dated: 23rd October, 2010

Read the following:-

1. G.O.Ms.No. 30, Revenue (Asn.III) Department, Dt.12-01-1994.
2. From the Collector, Ranga Reddy District, Letter No. E2/6301/2003, Dt:11-09-2003, 28-11-2005, 18-12-2005, 05-08-2006, 19-04-2007 and 07-05-2007.
3. Government Show Cause Notice No.38060/Asn.V(1)/05 dt.22-02-2007.
4. From the Collector, Ranga Reddy District, Letter No. E2/6301/2003 Dated: 07-05-2001 and 16-06-2007.

ORDER:

In the reference first read above, orders were issued for assignment of the land to an extent of Acres 8.09 guntas in Sy. Nos. 235 and 236 of Pudur Village and Mandal of Ranga Reddy District, in favour of Smt. B. Nalini Shanker, W/o Gouri Shankar, on payment of market value of Rs. 15,000/- per acre.

2. In the reference second read above, the Collector, Ranga Reddy District has reported that Ms.Abeda Jaffari purchased the land to an extent of Ac.20.37 gts., in Sy.No.122/1,5,9,12 and 13 at Mirzapur Village, Pudur Mandal. MRO Pudur has resumed the land under A.P.Assigned Land (POT) Act, 1977. Smt.Abeda Jaffari, has preferred an appeals before RDO Vikarabad / Joint Collector, Ranga Reddy District requesting to alienate the land on payment of market value, as in the case of Smt.Nalini Shanker. The Collector, Ranga Reddy District / CCLA have recommended the proposal to Government. Government have examined the proposal and rejected vide Memo.No.46449/Asn.V(1)/2003-1, dated:24-01-2005 in pursuance of A.P. assigned Lands (POT) Act,1977. Aggrieved by the above, orders, Smt.Abida Jaffari and 3 others have filed WP No.11947/2005 against the Government orders with a request to consider her case as in the case of Smt.Nalini Sankar in which Government have issued G.O. The Hon'ble High Court has dismissed the above WP on 25-07-2005 with an observation that "G.O.Ms.No.30, dt.12-01-1994 relates to single individual and that too of the year 1994. The petitioners cannot compare their case with that of Smt.Nalini Sankar after long lapse of 11 years. Since the petitioners have lost their case before all the three authorities, viz original authority, appellate authority and revisional authority, they are not entitled to claim regularization of their purchase of the lands in question".

3. The Collector, Ranga Reddy District has also stated that aggrieved by the orders in WP, the petitioner has filed Writ Appeal No.1671/2005. The Hon'ble High Court has disposed of the W.A. with an observation that "there is no difference between Smt.Nalini Shanker and the present Writ Petitioners. If there was a ban in terms of Andhra Pradesh Assigned lands (POT) Act, 1977 that bar would apply to Smt.Nalini Shanker also".

(PTO)

4. The Collector, Ranga Reddy District has finally requested that the orders issued in G.O.Ms.No.30, Revenue (Asn.III) Department, dt.12-01-1994 in case of Smt.Nalini Shanker be cancelled as the ban in terms of A.P.Assigned Lands (POT) Act, 1977 is applicable to her case and there is no provision for assignment on payment of market value and also to pass fresh orders in the case of Smt.Abida Jafferri as directed by the Hon'ble High Court.

5. In the reference third read above, Government have examined the matter and issued a show cause notice to Smt. B. Nalini Shankar, W/o Gouri Shankar through the Collector, Ranga Reddy District, as to why the orders issued in G.O.MS.No.30 Revenue (Asn.III) Department Dt. 12-1-1994 should not be cancelled and the land assigned to her in the said GO should not be resumed by Government. The Collector, Ranga Reddy District was requested to serve the Show Cause Notice on Smt. B. Nalini Shankar and furnish served copy to Government, immediately.

6. In the reference fourth read above, the Collector, Ranga Reddy District has reported that the show cause notice has been served to Smt.Nalini Shankar on 04-05-2007. He has also stated that Smt.Nalini Shanker has not submitted any explanation to the Show Cause Notice dt.22-02-2007.

7. Government after careful examination of the matter, hereby rescind the orders issued in G.O.Ms.No.30, Revenue (Asn.III) Department, dt.12-01-1994 assigning the land to an extent of Acres 8.09 guntas in Sy.Nos.235 and 236 of Pudur Village and Mandal of Ranga Reddy District, in favour of Smt. B.Nalini Shanker, W/o Gouri Shankar, on payment of market value of Rs.15,000/- per acre, as the ban in terms of A.P. Assigned Lands (Prohibition of Transfers) Act, 1977 is applicable to her case also and there is no provision for assignment on payment of market value.

8. The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad / Collector, Ranga Reddy District is requested to take necessary action in the matter and furnish the compliance report.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Spl.CS & Chief Commissioner of Land Administration, Hyderabad
The Collector, Ranga Reddy District

Copy to:

Smt.Nalini Shanker W/o Gouri Shankar

Through Collector, Ranga Reddy District

SF/SCs

// FORWARDED BY ORDER //

SECTION OFFICER